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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/845,947	04/30/2001	Jack T. Burnett	066101.0198	3321

7590

08/05/2004

Robert W. Holland  
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EXAMINER

PHILLIPS, HASSAN A

ART UNIT

PAPER NUMBER

2151

DATE MAILED: 08/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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Technology Center 2100

## Office Action Summary

**Application No.**

09/845,947

**Applicant(s)**

BURNETT ET AL.

**Examiner**

Hassan Phillips

**Art Unit**

2151

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 22 August 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 April 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Specification***

1. The spacing of the lines of the specification is such as to make reading and entry of amendments difficult. New application papers with lines double spaced on good quality paper are required.

2. The lengthy specification has not been checked to the extent necessary to determine the presence of all possible minor errors. Applicant's cooperation is requested in correcting any errors of which applicant may become aware in the specification.

### ***Claim Objections***

1. Claim 7 is objected to because of the following informalities: There is a minor grammatical error in line 11. The examiner feels the word "more" should be placed between the words "or" and "content" in line 11. Appropriate correction is required.

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

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(e) The invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-5, 7, 10-17, are rejected under 35 U.S.C. 102(e) as being anticipated by Simonoff, U.S. patent 6,463,460.

3. In considering claims 1, 7, Simonoff teaches a system and method for presenting a virtual event through a network interfaced with the Internet, the system comprising:

- a) An ASP administration module having authority to grant plural organizations access to the network, (col. 8, lines 26-44);
- b) An organization administration module associated with each organization, the organization administration module having authority to create plural virtual events, (col. 25, lines 3-13);
- c) An event champion module associated with each virtual event and operable to establish a virtual event architecture that accepts content for the virtual event from contributors, (col. 9, lines 65-67, col. 10, lines 1-11); and
- d) A contributor module interfaced with the network and operable to upload content from plural predetermined contributors to a virtual event based

upon authority granted to the contributor from the event champion module,  
(col. 11, lines 24-43).

4. In considering claim 2, Simonoff further teaches an attendee module associated with each virtual event, the attendee module operable to authorize attendees to view virtual event content. See col. 18, lines 25-31.

5. In considering claim 3, it is inherent in the teachings of Simonoff that a member system module establishes membership for users to interface with the network. See col. 14, lines 64-67, col. 15, lines 1-18.

6. In considering claim 4, it is inherent in the teachings of Simonoff that the attendee module interfaces users with the member system module if the users are not members of the network. See col. 14, lines 64-67, col. 15, lines 1-18.

7. In considering claim 5, Simonoff teaches a rapid event generator associated with the event champion module, the rapid event generator operable to present an event champion with one or more templates that define the architecture of a virtual event. See col. 6, lines 1-67, col. 7, lines 1-6.

8. In considering claim 10, Simonoff teaches identifying one or more sponsors of the virtual event. See col. 17, lines 22-38.

9. In considering claim 11, Simonoff teaches identifying one or more exhibitors of the virtual event. See col. 17, lines 22-38.

10. In considering claim 12, Simonoff teaches:

- a) Previewing by the event champion of content loaded to the virtual event, (col. 9, lines 65-67, col. 10, lines 1-11); and
- b) Authorizing the previewed content by the event champion for presentation in the virtual event, (col. 18, lines 25-31).

11. In considering claim 13, Simonoff teaches the content comprising a video presentation. See col. 6, lines 1-11.

12. In considering claim 14, Simonoff teaches a system for presenting a virtual event through a network interfaced with the Internet, the system comprising:

- a) A rapid event generator accessible by an event champion and operable to define an architecture of the virtual event based on authorizations of a network administrator for an organization to access the network and an organization administrator associated with the authorized organization for the event champion to create the virtual event, (col. 6, lines 1-67, col. 7, lines 1-6).

13. In considering claim 15, Simonoff teaches a content contributor module associated with the network and operable to upload predetermined content authorized by the event champion. See col. 11, lines 24-43.

14. In considering claim 16, it is inherent in the teachings of Simonoff that the organization administrator module authorizes a virtual event by creating an event instance. See col. 25, lines 3-13.

15. In considering claim 17, Simonoff teaches the rapid event generator comprising an object operable to accept the event instance created by the organization administrator and further operable to generate a virtual event object from the event instance and data provided by the event champion. See col. 6, lines 1-67, col. 7, lines 1-6.

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 6, 8, 9, are rejected under 35 U.S.C. 103(a) as being unpatentable over Simonoff in view of Estrada et al. (hereinafter Estrada), U.S. patent 6,732,148.



3. In considering claim 6, although the disclosed invention of Simonoff teaches substantial features of the claimed invention, it fails to expressly show:

- a) Defining the number of attendees, content type, and duration of the virtual event.

Nevertheless, in a similar field of endeavor, Estrada teaches a system for collaboration space object modeling comprising:

- a) An object defining the number of members of a group, content type, and the duration of a virtual event, (col. 11, lines 64-67, col. 12, lines 1-14. Also see col. 32, lines 21-32).

Thus, given the teachings of Estrada, it would have been apparent to one of ordinary skill in the art to modify the teachings of Simonoff to show the rapid event generator defining the number of attendees, the type of content, and the duration of the virtual event. This would have given the attendees more insight to how many other attendees are interested in the same type content, what exactly the content is, and how long an event will take place, Estrada, col. 5, lines 51-67, col. 6, lines 1-9.

4. In considering claim 8, Simonoff further teaches:

- a) Authorizing predetermined attendees to access the virtual event through the Internet, (col. 18, lines 25-31).

Although the disclosed invention of Simonoff teaches substantial features of the claimed invention, it fails to expressly show:

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b) Accessing the event during a predetermined time period.

Nevertheless, accessing events during predetermined time periods were well known in the art at the time of the present invention. Estrada exemplifies this in a system comprising:

b) Accessing an object in a calendar during a predetermined time period, (col. 32, lines 21-32).

Thus, given the teachings of Estrada, it would have been obvious to one of ordinary skill in the art to modify the teachings of Simonoff to show accessing the event during a predetermined time period. This would have given multiple attendees the chance to view the event at the specified predetermined time period, and thus would have given all attendees the same opportunity to perform a function in response to the event, Estrada, col. 5, lines 51-67, col. 6, lines 1-9.

5. In considering claim 9, it is implicit in the teachings of Simonoff that membership to a network is established for an attendee before authorizing access by that attendee to the virtual event. See col. 14, lines 64-67, col. 15, lines 1-18.

### ***Conclusion***

1. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Simonoff, U.S. Patent 6,463,460 discloses an interactive communication system for collaboration between multiple users.

Estrada et al., U.S. Patent 6,732,148 discloses a system for collaboration space object modeling.

Sonnenreich et al., U.S. Patent 5,974,446 discloses a system for distance learning.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hassan Phillips whose telephone number is (703) 305-8760. The examiner can normally be reached on M-F 8:00am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Zarni Maung can be reached on (703) 308-6687. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

HP/  
7/26/04

  
ZARNI MAUNG  
PRIMARY EXAMINER

**Notice of References Cited**

Application/Control No.

09/845,947

Applicant(s)/Patent Under  
Reexamination  
BURNETT ET AL.

Examiner

Hassan Phillips

Art Unit

2151

Page 1 of 1

**U.S. PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-6,463,460 b1	10-2002	Simonoff, Adam J.	709/203
	B	US-6,732,148 b1	05-2004	Estrada et al.	709/204
	C	US-5,974,446 a	10-1999	Sonnenreich et al.	709/204
	D	US-6,693,661 B1	02-2004	Vanderwilt et al.	709/204
	E	US-			
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**FOREIGN PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
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**NON-PATENT DOCUMENTS**

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
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\*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)  
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

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